

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISIONU.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FILED

MAY 11 2009

CLERK, U.S. DISTRICT COURT  
BY \_\_\_\_\_ DEPUTY

ANTHONY CHARLES FOSTER, JR.,

Petitioner,

v.

2:08-CV-0192

NATHANIEL QUARTERMAN, Director,  
Texas Department of Criminal Justice,  
Correctional Institutions Division,

Respondent.

**ORDER ADOPTING REPORT AND RECOMMENDATION**  
**and DISMISSING PETITION FOR A WRIT OF HABEAS CORPUS**

Petitioner has filed with this Court a petition for a federal writ of habeas corpus. On April 13, 2009, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein that the instant habeas application be dismissed as time barred. As of this date, no objections to the Magistrate Judge's Report and Recommendation have been filed of record.

Having made an independent examination of the record in this case, the undersigned United States District Judge is of the opinion the Magistrate Judge's Report and Recommendation should be, and hereby is, ADOPTED. Accordingly, the petition for a writ of habeas corpus is hereby DISMISSED.

IT IS SO ORDERED.

ENTERED this 11<sup>th</sup> day of May 2009.  
MARY LOU ROBINSON  
UNITED STATES DISTRICT JUDGE